

Richard E. Leff, Esq. (RL-2123)  
McGIVNEY & KLUGER, P.C.  
80 Broad Street, 23<sup>rd</sup> Floor  
New York, New York 10004  
(212) 509-3456

Attorneys for Defendants:  
AMERICAN EXPRESS COMPANY, AMERICAN  
EXPRESS BANK, LTD. and AMERICAN EXPRESS  
TRAVEL RELATED SERVICES COMPANY, INC.

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

-----X 21 MC 102 (AKH)

RUTH DIAZ,

Index No.: 07-CV-01601

Plaintiff(s),

**NOTICE OF ADOPTION OF ANSWER  
TO MASTER COMPLAINT**

-against-

**ELECTRONICALLY FILED**

AMERICAN EXPRESS BANK, LTD, *et al.*,

Defendant(s).

-----X

PLEASE TAKE NOTICE that Defendants, AMERICAN EXPRESS COMPANY, AMERICAN EXPRESS BANK, LTD and AMERICAN EXPRESS TRAVEL RELATED SERVICES COMPANY, INC., by their attorneys, McGIVNEY & KLUGER, P.C., as and for their Response to the allegations set forth in the Complaint by Adoption (Check-Off Complaint) Related to the Master Complaint filed in the above-referenced action, hereby adopt their Answer to Master Complaint dated July 31, 2007, which was filed in the matter of *In Re World Trade Center Lower Manhattan Disaster Site Litigation*, 21 MC 102 (AKH).

WHEREFORE, the defendants, AMERICAN EXPRESS COMPANY, AMERICAN EXPRESS BANK, LTD and AMERICAN EXPRESS TRAVEL RELATED SERVICES COMPANY, INC., demand judgment dismissing the above-captioned action as against them,

together with their costs and disbursements and for such other and further relief as this Court deems just and proper.

Dated: New York, New York  
August 30, 2007

Yours etc.,

McGIVNEY & KLUGER, P.C.  
Attorneys for Defendants  
AMERICAN EXPRESS COMPANY, AMERICAN  
EXPRESS BANK, LTD and AMERICAN  
EXPRESS TRAVEL RELATED SERVICES  
COMPANY, INC.

By: 

Richard E. Loff (RL-2123)  
80 Broad Street, 23<sup>rd</sup> Floor  
New York, New York 10004  
(212) 509-3456

TO: WORBY GRONER & NAPOLI BERN, LLP  
Plaintiffs Liaison  
In Re Lower Manhattan Disaster Site  
Litigation  
115 Broadway, 12th Floor  
New York, New York 10006  
(212) 267-3700

All Defense Counsel